

AGENDA

BOARD OF MAYOR AND ALDERMEN

**August 18, 2009
Mayor and all Aldermen**

**7:30 PM
Aldermanic Chambers
City Hall (3rd Floor)**

1. Mayor Guinta calls the meeting to order.
2. The Clerk calls the roll.
3. Presentation by Barbara Potvin of the Shoppes of Historic Downtown regarding a public service announcement promoting downtown Manchester.

CONSENT AGENDA

4. Mayor Guinta advises if you desire to remove any of the following items from the Consent Agenda, please so indicate. If none of the items are to be removed, one motion only will be taken at the conclusion of the presentation.

Ratify and Confirm Polls Conducted

- A. Ratify and confirm phone poll of the Board of Mayor and Aldermen conducted July 8, 2009, accepting the request of Alderman DeVries to name the new Play Park at Crystal Lake in memory of Tom Connors.
- B. Ratify and confirm phone poll of the Board of Aldermen conducted July 28, 2009, authorizing the Mayor to enter into an agreement with NHDES for acceptance of up to \$40,000 from the State under the American Recovery and Reinvestment Act (ARRA) DERA program to be used to offset the purchase of a new vehicle.
- C. Ratify and confirm phone poll of the Board of Mayor and Aldermen conducted July 29, 2009 accepting the request from Leon LaFreniere that \$12,800 be taken out of contingency for the demolition of a fire damaged property at 77 Oakland Avenue.

Accept BMA Minutes

- D. Minutes of meetings held on May 7, 2008 (one meeting), May 12, 2008 (one meeting), May 13, 2008 (one meeting) and May 14, 2008 (two meetings).

Approve under supervision of the Department of Highways

- E. Pole petitions:

11-1244	80 High Ridge Road
11-1245	Clarke Street
11-1246	Moorseville Road
11-1247	185 Linden Street
11-1248	700 Lake Avenue

Approve under supervision of the Department of Highways; subject to funding availability

- F. Sidewalk Petitions:

86-88 Liberty Street
226 Gray Street
62 Carnegie Street
108 Riddle Street
61 South Mammoth Road
116 Red Coat Lane
280 Paquette Avenue
264 Myrtle Street
266 North Acres Road

Information to be Received and Filed

- G. Approved minutes from the Special meetings held June 2, 2009, May 2009 Financial Report, and May 2009 Ridership Report submitted by Evan Rosset, Executive Director MTA.
- H. Approved minutes from the Commission meetings held June 9, 2009, June 22, 2009 and June 30, 2009, June 2009 Financial Report, and June 2009 Ridership Report submitted by Evan Rosset, Executive Director MTA.

- I. Communication from Joan Porter, Tax Collector, regarding the new State MV program.
- J. Communication from John H. Trisciani, Chairman of the MTA Board of Directors, announcing Evan Rosset as the new Executive Director of the MTA.
- K. Route changes submitted by the Manchester Transit Authority.
- L. Communication from Matthew Normand, City Clerk, on behalf of Mrs. Georgie Reagan of the Manchester Arts Commission updating the Board on their newly selected sculpture commissioned for placement on Granite Street.
- M. Communication from Comcast providing franchise fee payment information as well as accounting details for the second quarter of 2009.
- N. Communication from Jane Gile, Human Resources Director, providing the Board with an updated position report and General Fund vacancy report.
- O. Communication from Alderman Garrity thanking the Board for the flowers, thoughts, and prayers with the passing of his father.

REFERRALS TO COMMITTEE

COMMITTEE ON COMMUNITY IMPROVEMENT

- P. Communication from Kevin Sheppard, Public Works Director, requesting reclassification of Merrill South Back Street from a Class VI, unmaintained public street, to a Class IV, maintained public street.
- Q. Communication from Brian Dacey, 1200 Elm Street, LLC, requesting that the City modify a Section 108 loan for the Residences at Manchester Place, 1200 Elm Street.

COMMITTEE ON LANDS AND BUILDINGS

- R. Communication from Jay Minkarah, Economic Development Director, submitting a draft Option to Purchase Agreement between the City and River's Edge Manchester, LLC for property occupied by the Manchester Transit Authority at 110 Elm Street.

- S. Communication from Jay Minkarah, Economic Development Director, providing a summary of issues, estimated costs, and the status of the Northwest Business Park and French Hall.

**COMMITTEE ON BILLS ON SECOND READING
AND
PUBLIC HEARING TO BE SET BY CITY CLERK**

- T. "Amending the Zoning Ordinance of the City of Manchester, by replacing the Director of Planning and Community Development Department with the Director of the Economic Development Office as a member of the Millyard Design Review Committee"
- U. "Amending the Zoning Ordinance of the City of Manchester by revising the Floodplain (F) District regulations and by deleting and adding various definitions in order to incorporate changes to the City's Flood Insurance Study and related Flood Insurance Rate Maps."

REPORTS OF COMMITTEE

**COMMITTEE ON ACCOUNTS, ENROLLMENT AND REVENUE
ADMINISTRATION**

- V. Advising that it has accepted the following Finance Department reports:

- a) Department Legend
- b) Accounts Receivable summary
- c) Open Invoice report over 90 days
- d) Open Invoice report for interdepartmental billings
- e) Open Invoice report all invoices due from the School Department only
- f) Listing of invoices submitted to City Solicitor for Legal Determination

and is forwarding same to the Board for informational purposes.

(Unanimous vote)

- W. Advising that it has accepted the City's Monthly Financial Statements (unaudited) for the eleven months ended May 31, 2009 and is forwarding same to the Board for informational purposes.

(Unanimous vote)

- X.** Advising that the 4th quarter fiscal year 2009 Write Off List for the Accounts Receivable module be approved.
(Unanimous vote)
- Y.** Advising that the travel summary reports from various City departments have been received and filed.
(Unanimous vote)
- Z.** Advising that the communication from Alderman Lopez regarding Rooms and Meals Tax money has been received and filed.
(Unanimous vote)

COMMITTEE ON ADMINISTRATION/INFORMATION SYSTEMS

- AA.** Recommending that the proposed amendments to the Peddler's Ordinance be forwarded to the Committee on Bills on Second Reading.
(Unanimous vote)
- BB.** Recommending that the appeal of a denial of a Peddler's License be denied.
(Unanimous vote)
- CC.** Recommending that the communication from the Board of Assessors regarding RSA 72:37-b Changes in the Disability Exemption Law be referred to the Board of Mayor and Aldermen.
The Committee further recommends the ordinance be drafted by the Board of Assessors and the City Solicitor.
(Unanimous vote)

COMMITTEE ON HUMAN RESOURCES

- DD.** Recommending that the policy regarding sensitive information be adopted.
(Unanimous vote)

COMMITTEE ON JOINT SCHOOL BUILDINGS

- EE.** Advising that they have approved *Change Order #'s 206, 205, 209, and 207*, for projects at the Manchester School of Technology, and is forwarding same to the Board for informational purposes.
(Unanimous vote with the exception of Alderman Sullivan who voted nay and Alderman J. Roy who could not be reached. Conducted via phone poll on July 16, 2009)

COMMITTEE ON LANDS AND BUILDINGS

- FF. Advising that the request from Jonathan Hallet, Jonathan's Quick Eats LLC, for permission to operate as a peddler in the Middle Street parking lot has been received and filed.
(Unanimous vote)

COMMITTEE ON PUBLIC SAFETY, HEALTH AND TRAFFIC

- GG. Advising that the request from Team Crompton Car Club to use Arms Park from 8:00 A.M. to 5:00 P.M. on September 20, 2009, with a rain date of September 27, 2009, for a benefit event, has been approved.
(Unanimous vote conducted via phone poll on July 29, 2009.)

LADIES AND GENTLEMEN, HAVING READ THE CONSENT AGENDA, A MOTION WOULD BE IN ORDER THAT THE CONSENT AGENDA BE APPROVED.

5. Nomination(s) to be presented by Mayor Guinta, if available.
Ladies and Gentlemen, what is your pleasure?
6. Confirmation of Thomas Katsiantonis as Ward 8 Board of School Committee Member.
Ladies and Gentlemen, what is your pleasure?
7. Confirmation of nominations made by Mayor Guinta:

Parks, Recreation & Cemetery Commission

J. Andrew Manning, as a member, term to expire July 7, 2012

Manchester Development Corporation Board of Directors

Susan Duprey, as a member, term to expire March 11, 2012

Safety Review Board

Keith Hirschman, as a member, term to expire March 15, 2012

Bethany Plumpton, as a member, term to expire March 15, 2012

Board of Registrars

Edward Mosca, as a member, term to expire May 1, 2011

Ladies and Gentlemen, what is your pleasure?

8. A motion is in order to recess the meeting to allow the Committee on Finance to meet.
9. Mayor Guinta calls the meeting back to order.
10. Report(s) of the Committee on Finance, if available.
Ladies and Gentlemen, what is your pleasure?
11. Report(s) of the Committee on Community Improvement, if available.
Ladies and Gentlemen, what is your pleasure?
12. Report(s) of the Committee on Administration/Information Systems, if available.
Ladies and Gentlemen, what is your pleasure?
13. A motion is in order to recess the meeting to allow the Committee on Bills on Second Reading to meet.
14. Report(s) of the Committee on Bills on Second Reading, if available.
Ladies and Gentlemen, what is your pleasure?
15. Ordinances: **(A motion is in order to read by titles only.)**

"Amending Chapter 70: Motor Vehicles and Traffic of the Code of Ordinances of the City of Manchester by amending Section 70.54 Permit Parking in Lieu of Coin Deposit thereby creating a new Canal Street Lot."

"Amending Chapter 70: Motor Vehicles and Traffic of the Code of Ordinances of the City of Manchester by amending Section 70.57 Parking Rates thereby establishing event parking and hourly rates Canal Street Lot."

“Amending Chapter 35: Finances of the Code of Ordinances of the City of Manchester by establishing a special revenue fund related to the Geographic Information System of the City.”

“Amending the Zoning Ordinance of the City of Manchester by extending the Residential Suburban Multifamily District (R-SM) into an area currently zoned Residential-Suburban – Low Density District (R-S), to include two parcels of land abutting South Mammoth Road and known as TM 797, Lot 3A and TM 797, Lot 4. Both parcels are currently zoning R-s and the petition would extend the R-SM District across South Mammoth Road to include the entirety of both lots.”

These ordinances having had their second reading by titles only, the question is on passing same to be Enrolled.

16. A motion is in order to recess the meeting to allow the Committee on Accounts, Enrollment & Revenue Administration to meet.
17. Report(s) of the Committee on Accounts, Enrollment & Revenue Administration, if available.

Ladies and Gentlemen, what is your pleasure?

18. Communication from Matthew Normand, City Clerk, submitting for consideration the final portion of the salary increase proposal for election officials which was approved by the Board on October 7, 2008.

Note: Should the Board so desire, a proposed ordinance amendment has been included and may be adopted and ordained under suspension of the rules.

Ladies and Gentlemen, what is your pleasure?

19. Communication from Evan Rosset, Executive Director of MTA, requesting to use funds in the amount of \$43,000 allocated to the Parking Division to run the downtown circulator, to support bus service within the City.

Ladies and Gentlemen, what is your pleasure?

20. Communication from James Burkush, Fire Chief, requesting approval to accept a donation from US *First* in the amount of \$250 to be used for the care of the accelerant detection canine.

Ladies and Gentlemen, what is your pleasure?

21. Ordinances: (A motion is in order to read by titles only.)

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These ordinances having had their final reading by titles only, the question is on passing same to be Ordained.

22. Resolutions: (A motion is in order to read by title only.)

“Amending the FY 2010 Community Improvement Program, authorizing and appropriating funds in the amount of One Hundred Fifty Thousand Dollars (\$150,000) for the FY2010 CIP 712610 Canal Street Parking Lot Project.”

“Amending the FY 2010 Community Improvement Program, authorizing and appropriating funds in the amount of Thirty Five Thousand Dollars (\$35,000) for the FY2010 CIP 712710 Canal Street Parking Lot Project.”

Rescinding A Resolution “Authorizing Bonds, Notes or Lease Purchases in the amount of One Hundred Thousand Dollars (\$100,000) for the 2009 CIP 510509, Rockingham Recreational Trail Project.”

Rescinding A Resolution “Authorizing Bonds, Notes or Lease Purchases in the amount of One Hundred Thousand Dollars (\$100,000) for the 2009 CIP 612309, Neighborhood Revitalization Project

Rescinding A Resolution "Authorizing Bonds, Notes or Lease Purchases in the amount of Three Hundred Thousand Dollars (\$300,000) for the 2009 CIP 710109, Residential 50/50 Sidewalk/Curb Program."

"Amending the FY2009 Community Improvement Program, authorizing and appropriating funds in the amount of Seventy Five Thousand Dollars (\$75,000) for the FY2009 CIP 711209 Annual ROW Reconstruction Program."

Rescinding A Resolution "Authorizing Bonds, Notes or Lease Purchases in the amount of One Hundred Thousand Dollars (\$100,000) for the 2009 CIP 712109, Traffic Signal Reconstruction Project."

"Amending the FY 2009 Community Improvement Program, authorizing and appropriating funds in the amount of Forty Thousand Dollars (\$40,000) for the FY2009 CIP 810309 Motorized and Electric Equipment Replacement (MEER)."

"Amending the FY 2009 Community Improvement Program, authorizing and appropriating funds in the amount of Two Hundred Thousand Dollars (\$200,000) for the FY2009 CIP 810709 Manchester Transit Center Renovations Project."

"Authorizing the Finance Officer to effect a transfer of One Hundred Seventy Four Thousand One Hundred Dollars (\$174,100) for the 2007 711507 Annual Bridge Rehabilitation Program."

"Amending the FY 2007 Community Improvement Program, transferring, authorizing and appropriating funds in the amount of One Hundred Seventy Four Thousand One Hundred Dollars (\$174,100) for the FY 2007 CIP 711507 Annual Bridge Rehabilitation Program."

A motion is in order that the Resolutions pass and be Enrolled.

23. Bond Resolutions: (A motion is in order to read by title only.)

"Authorizing Bonds, Notes or Lease Purchases in the amount of One Hundred Thousand (\$100,000) for the 2009 CIP 810209, Strategic Planning for Facilities."

"Authorizing Bonds, Notes or Lease Purchases in the amount of Four Hundred Thousand Dollars (\$400,000) for the 2009 CIP 810609, Police Vehicles Acquisition Project."

“Authorizing Bonds, Notes or Lease Purchases in the amount of Three Hundred Thousand Dollars (\$300,000) for the 2010 CIP 712310, Victory Garage/Elevator Replacement.”

“Authorizing Bonds, Notes or Lease Purchases in the amount of Ninety Nine Thousand Dollars (\$99,000) for the 2010 CIP 511110, Rockingham Recreation Trail.”

A motion is in order that the Resolutions pass and be Enrolled.

- 24** NEW BUSINESS
 - A. Communications
 - B. Aldermen

- 25.** If there is no further business, a motion is in order to adjourn.

ADDENDUM

BOARD OF MAYOR AND ALDERMEN

The following item is to be placed on the consent agenda for the August 18, 2009 Board of Mayor and Aldermen meeting:

HH. REFERRAL TO THE COMMITTEE ON FINANCE

Resolutions:

“Amending the FY 2010 Community Improvement Program, authorizing and appropriating funds in the amount of One Hundred Fifty Thousand Dollars (\$150,000) for the FY2010 CIP 712610 2 Line Drive Parking Lot Project.”

“Amending the FY 2010 Community Improvement Program, authorizing and appropriating funds in the amount of Thirty Five Thousand Dollars (\$35,000) for the FY2010 CIP 712710 Canal Street Parking Lot Project.”

Rescinding A Resolution “Authorizing Bonds, Notes or Lease Purchases in the amount of One Hundred Thousand Dollars (\$100,000) for the 2009 CIP 510509, Rockingham Recreational Trail Project.”

Rescinding A Resolution “Authorizing Bonds, Notes or Lease Purchases in the amount of One Hundred Thousand Dollars (\$100,000) for the 2009 CIP 612309, Neighborhood Revitalization Project

Rescinding A Resolution “Authorizing Bonds, Notes or Lease Purchases in the amount of Three Hundred Thousand Dollars (\$300,000) for the 2009 CIP 710109, Residential 50/50 Sidewalk/Curb Program.”

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“Authorizing the Finance Officer to effect a transfer of One Hundred Seventy Four Thousand One Hundred Dollars (\$174,100) for the 2007 711507 Annual Bridge Rehabilitation Program.”

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